Gase 19-16297 ACM GPT COCGO Filed 11/18/22 DISTRICT OF NEW JERSEY

Certificate of Notice

Entered 11/19/22 00:14:35 Page 1 of 4

Order Filea on November 16, 2022

**U.S. Bankruptcy Court** 

**District of New Jersey** 

Desc Imaged

Caption in Compliance with D.N.J. LBR 9004-1(b)

CGG 19-025702 LOGS Legal Group LLP 14000 Commerce Parkway, Suite B Mount Laurel, NJ 08054 (856) 793-3080 Elizabeth L. Wassall - 023211995

ATTORNEYS FOR WILMINGTON SAVINGS FUND SOCIETY, FSB, AS TRUSTEE OF STANWICH

MORTGAGE LOAN TRUST I

In Re:

JENNIE A. TUMMINELLO,

DEBTOR

Case No.: 19-16297-CMG

Judge: HONORABLE CHRISTINE M.

**GRAVELLE** 

Chapter: 13

#### CONSENT ORDER RESOLVING CREDITOR'S CERTIFICATION OF DEFAULT

The relief set forth on the following pages, numbered two (2) through two (2) is hereby ORDERED.

DATED: November 16, 2022

United States Bankruptcy Judge

# Case 19-16297-CMG Doc 69 Filed 11/18/22 Entered 11/19/22 00:14:35 Desc Imaged Certificate of Notice Page 2 of 4

This matter being opened to the Court by LOGS Legal Group LLP, Attorneys for Wilmington Savings Fund Society, FSB, as trustee of Stanwich Mortgage Loan Trust I, hereinafter "Secured Creditor", upon the filing of a Certification of Default for an Order Vacating Stay in a Chapter 13 Case for failure of the Debtor to make postpetition payments on a mortgage obligation, and due notice of said Certification having been given to the Trustee, the Debtor and the attorney for the Debtor, if any AND CONSENT OF THE PARTIES APPEARING HEREON and for good cause shown,

- 1. As of November 2, 2022, Debtor is delinquent in post-petition payments for the months of April 1, 2022 through August 1, 2022 in the amount of \$2,341.67 each, and the months of September 1, 2022 through and including November 1, 2022 in the amount of \$2,258.81 each, less a suspense balance of \$305.98, for a total post-petition delinquency amount of \$18,178.80 due to the Secured Creditor.
- 2. To cure part of the delinquency outlined in paragraph one (1) above, Debtor agrees to remit \$11,402.37 directly to Secured Creditor within ten (10) days of entry of this Consent Order.
- 3. To cure the remainder of the delinquency outlined in paragraphs one (1) and two (2) above, Debtor agrees to capitalize \$6,776.43 to be paid through the remaining Chapter 13 Plan. *The Trustee shall amend his/her records to reflect same and set up on the Trustee's ledger*. The Debtor shall file a Modified Plan within fourteen (14) days of entry of this Consent Order to fund this capitalization of partial post-petition arrears in the amount of \$6,776.43, or the case will be dismissed upon motion of the Trustee, with notice to Debtor and Debtor's Counsel.
- 4. Starting December 1, 2022, Debtor shall maintain all contractually due post-petition payments, which currently amount to \$2,258.81 monthly, directly to Secured Creditor.
- 5. If the Debtor fails to make any payments detailed in this Consent Order within thirty (30) days of the date the payments are due, or if any of the funds paid fail to clear for insufficient funds or are dishonored for any reason, then the Secured Creditor may send Debtor and Debtor's Counsel a written notice of default of this Consent Order. If the default is not cured within ten (10) days of such notice, Secured Creditor may obtain an Order Vacating the Automatic Stay as to the Collateral by submitting a Certification of Default to the Bankruptcy Court, specifying the Debtor's failure to comply with this Consent Order, with a copy of any application, supporting certification, and proposed Order to be served on the Chapter 13 Standing Trustee, Debtor's Counsel and Debtor as required by the local bankruptcy rules.

We hereby consent to the form, content, and entry of the within Order.

LOGS Legal Group LLP

Elizabeth L. Wassall
Elizabeth L. Wassall, Esquire
Attorney for the Secured Creditor

Candyce Ilene Smith-Sklar, Esquire Attorney for the Debtor Date: 11-15-2022

Date: 11/14/22

## Case 19-16297-CMG Doc 69 Filed 11/18/22 Entered 11/19/22 00:14:35 Desc Imaged Certificate of Notice Page 3 of 4

United States Bankruptcy Court District of New Jersey

In re: Case No. 19-16297-CMG

Jennie A Tumminello Chapter 13

Debtor

CERTIFICATE OF NOTICE

District/off: 0312-3 User: admin Page 1 of 2
Date Rcvd: Nov 16, 2022 Form ID: pdf903 Total Noticed: 1

The following symbols are used throughout this certificate:

Symbol Definition

Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS

regulations require that automation-compatible mail display the correct ZIP.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Nov 18, 2022:

Recipi ID Recipient Name and Address

db + Jennie A Tumminello, 213 Blaine Avenue, Seaside Heights, NJ 08751-2312

TOTAL: 1

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI).

NONE

## **BYPASSED RECIPIENTS**

The following addresses were not sent this bankruptcy notice due to an undeliverable address, \*duplicate of an address listed above, \*P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

NONE

## NOTICE CERTIFICATION

I, Gustava Winters, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Nov 18, 2022 Signature: /s/Gustava Winters

## CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on November 16, 2022 at the address(es) listed below:

Name Email Address

Albert Russo

docs@russotrustee.com

Albert Russo

on behalf of Trustee Albert Russo docs@russotrustee.com

Candyce Ilene Smith-Sklar

Denise E. Carlon

on behalf of Creditor PNC BANK NATIONAL ASSOCIATION dcarlon@kmllawgroup.com, bkgroup@kmllawgroup.com

Elizabeth L. Wassall

on behalf of Creditor Wells Fargo Bank N.A. ewassall@logs.com, njbankruptcynotifications@logs.com;logsecf@logs.com

Elizabeth L. Wassall

on behalf of Creditor Wilmington Savings Fund Society FSB, As Trustee Of Stanwich Mortgage Loan Trust I

Case 19-16297-CMG Doc 69 Filed 11/18/22 Entered 11/19/22 00:14:35 Desc Imaged Certificate of Notice Page 4 of 4

District/off: 0312-3 User: admin Page 2 of 2
Date Rcvd: Nov 16, 2022 Form ID: pdf903 Total Noticed: 1

ewas sall@logs.com, njbankrupt cynotifications@logs.com; logsecf@logs.com

Jeffrey Rappaport

on behalf of Creditor Wells Fargo Bank N.A. jrappaport@logs.com, njbankruptcynotifications@logs.com

Kevin Gordon McDonald

 $on \ behalf \ of \ Creditor \ PNC \ BANK \ \ NATIONAL \ ASSOCIATION \ kmcdonald@kmllawgroup.com, bkgroup@kmllawgroup.com$ 

U.S. Trustee

USTPRegion03.NE.ECF@usdoj.gov

William M. E. Powers, III

on behalf of Creditor Wells Fargo Bank N.A. ecf@powerskirn.com

William M.E. Powers, III

on behalf of Creditor Wells Fargo Bank N.A. ecf@powerskirn.com

TOTAL: 11